



**{In Archive} RE: Pineview Estates issue**

**Marie Barry** to: 'Tansey Smith'

12/20/2005 01:40 PM

Cc: "'Rob Greenbaum'", "'Max Kalhammer'", "'James Levi'", "'Darrel Cruz'", "'Denice Morphew'", Eric Byous

From: Marie Barry <[marie.barry@washoetribe.us](mailto:marie.barry@washoetribe.us)>

To: "'Tansey Smith'" <[tsmith@ndep.nv.gov](mailto:tsmith@ndep.nv.gov)>,

Cc: "'Rob Greenbaum'" <[robert@washoetribe.us](mailto:robert@washoetribe.us)>, "'Max Kalhammer'" <[mck@washoetribe.us](mailto:mck@washoetribe.us)>, "'James Levi'" <[james.levi@washoetribe.us](mailto:james.levi@washoetribe.us)>, "'Darrel Cruz'" <[darrel.cruz@washoetribe.us](mailto:darrel.cruz@washoetribe.us)>, "'Denice Morphew'" <[denice.morphew@washoetribe.us](mailto:denice.morphew@washoetribe.us)>, Eric Byous/R9/USEPA/US@EPA

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Hi Tansey,

Thanks for getting back to me regarding this issue. I was informed that NDEP would contact Eric at EPA. I will get back to you regarding good meeting dates for us in January or February when I return to the office and coordinate with my staff.

Jimmy also provided me with the fax so I have that now.

Thanks Marie

-----Original Message-----

From: Tansey Smith [<mailto:tsmith@ndep.nv.gov>]

Sent: Tuesday, December 20, 2005 11:20 AM

To: Marie Barry (E-mail)

Cc: Dave McNeil; Greg Phillips (E-mail); Daryl Crawford (E-mail)

Subject: Pineview Estates issue

Marie,

I just met with Dave McNeil of NDEP's Bureau of Water Pollution Control. I am replying to your questions in your last e-mail.

Is this really a report and how does NDEP issue reports such as this?

In meeting with Mr. McNeil, he said the report was given through their spill hotline, and this is not an enforcement action. The Bureau of Corrective Action manages a spill report hotline and are required to follow-up to the spill report that comes in. The Bureau not knowing this was allotment owned land documented the spill.

I think it would be a good idea for us to sit down with NDEP key staff and educate them on the meaning of a reservation, allotments, and Tribal Lands..

I spoke to Mr. McNeil about this idea and he is amenable to meeting with

you and his staff to discuss jurisdictional issues. I think it would be a good idea for this meeting. Let me know if you want to set up a meeting.

Who issued the complaint? I also would like to make sure that the enforcement statement is debt with Eric and Andrew..please coordinate with me on this.  
The complaint came from [REDACTED] b6 . Again the statement made by NDEP is not an enforcement action.

Please let me know if you have any other questions or concerns.

Thank you.

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